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7 **UNITED STATES DISTRICT COURT**
8 **NORTHERN DISTRICT OF CALIFORNIA**
9 **SAN FRANCISCO DIVISION**

10 IN RE: UBER TECHNOLOGIES, INC.,
PASSENGER SEXUAL ASSAULT
LITIGATION

MDL No. 3084 CRB

Honorable Charles R. Breyer

12 This Document Relates to:

13 *E.B. vs. Uber Technologies, Inc., et al.*,
14 *3:25-cv-04526-CRB*
15 [closed 10/16/2025]

**PLAINTIFF'S RESPONSE TO THE
COURT'S SHOW CAUSE ORDER
REGARDING DUPLICATIVE CASES
(ECF 4501)**

16
17 Defense counsel first notified the undersigned (hereinafter "Pulaski") and Anapol Weiss
18 of the above-referenced duplicative filed case on August 21, 2025. The same day, Pulaski
19 reached out to the Anapol firm and a call was scheduled for the next day, August 22nd. Pulaski
20 also notified defense counsel via email that the plaintiff's firms were conferring to determine
21 which firm would take the lead. During said telephone call on August 22nd, Pulaski and Anapol
22 discussed which firm was retained first by the Plaintiff and which matter should proceed. No
23 decision was made during the August 22nd phone call and the plaintiff's firms agreed to circle
24 back the following week. Regretfully, there was no further discussion regarding the matter until
25 mid-October.
26

27 There was also no further correspondence or attempt to meet and confer from defense
28 counsel prior to filing Defendants' show cause motion seeking monetary sanctions (ECF 4145).

1 While defense counsel's email from August 21, 2025 offered to meet and confer regarding
2 dismissing one of the duplicative cases, there was no mention of monetary sanctions. Had
3 defense counsel shown the slightest professional courtesy and took a minute to follow up with
4 Pulaski prior to seeking sanctions, then one of the duplicative filed cases would have been timely
5 dismissed and there would have been no need to expend 24.6 attorney hours totaling \$16,278
6 while preparing a show cause motion. *See* ECF 4145.
7

8 The delay in dismissing of the above-referenced matter was not intentional nor the result
9 of any dispute between the plaintiff's firms. Moving for sanctions without first meeting and
10 conferring with opposing counsel defeats the spirit of cooperation and professionalism
11 expressed and implied in the Court's pretrial orders entered throughout this multidistrict
12 litigation. Defendants' motion seeking monetary sanctions should be denied.
13

14 Dated: December 19, 2025

Respectfully submitted,

16 **PULASKI KHERKHER, PLLC**

17 /s/ D. Douglas Grubbs

18 D. Douglas Grubbs (*Admitted Pro Hac Vice*)

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CERTIFICATE OF SERVICE

I hereby certify that on December 19, 2025, I electronically transmitted the foregoing PLAINTIFF'S RESPONSE TO THE COURT'S SHOW CAUSE ORDER REGARDING DUPLICATIVE CASES to the Clerk's office using the CM/ECF system for filing thereby transmitting a Notice of Electronic Filing to all CM/ECF registrants. Additionally, the foregoing was served on Defendants' counsel via email at: ubermdlservice@listserv.shb.com.

/s/ D. Douglas Grubbs
D. Douglas Grubbs